

ASSEMBLY BILL

No. 2248

Introduced by Assembly Member Holden

February 18, 2016

An act to amend Sections 44253.3, 44253.4, and 44274.2 of the Education Code, relating to teacher credentialing.

LEGISLATIVE COUNSEL'S DIGEST

AB 2248, as introduced, Holden. Teacher credentialing: out-of-state trained teachers.

Existing law requires the Commission on Teacher Credentialing to issue a 5-year preliminary teaching credential to an out-of-state prepared teacher who meets specified requirements. Existing law requires the commission to issue a clear teaching credential to an out-of-state prepared applicant who satisfies specified requirements, including verifying 2 or more years of teaching experience.

This bill would require the commission to issue these teaching credentials within 30 days of receiving all required documentation.

Existing law requires the commission to issue authorizations for a teacher to provide specific services to limited-English-proficient pupils, if certain minimum requirements are met.

This bill would require the commission, within 30 days of receiving all required documentation, to issue these authorizations to a teacher who holds a valid teaching credential or is applying for a certain teaching credential as an out-of-state prepared teacher and is able to present a valid out-of-state credential or certificate that authorizes the equivalent level of instruction of English learners.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 44253.3 of the Education Code is amended to read:

44253.3. (a) The commission shall issue an authorization for a teacher to provide all of the following services to limited-English-proficient pupils:

(1) Instruction for English language development in preschool, kindergarten, grades 1 to 12, inclusive, and classes organized primarily for adults, except when the requirement specified in paragraph (1) of subdivision (b) is satisfied by the possession of a children's center instructional permit pursuant to Sections 8363 and 44252.7, a children's center supervision permit pursuant to Section 8363, or a designated subjects teaching credential in adult education pursuant to Section 44260.2. If the requirement specified in paragraph (1) of subdivision (b) is satisfied by the possession of a children's center instructional permit, or a children's center supervision permit, instruction for English language development is limited to the programs authorized by that permit. If the requirement specified in paragraph (1) of subdivision (b) is satisfied by the possession of a designated subjects teaching credential in adult education, instruction for English language development is limited to classes organized primarily for adults.

(2) Specially designed content instruction delivered in English in the subjects and at the levels authorized by the teacher's prerequisite credential or permit used to satisfy the requirement specified in paragraph (1) of subdivision (b).

(b) The minimum requirements for the authorization, which may be completed at the same time as the initial preparation for the prerequisite credential or at a later date, shall include all of the following:

(1) Possession of a valid California teaching credential, services credential, visiting faculty permit, children's center instructional permit, or children's center supervision permit which credential or permit authorizes the holder to provide instruction to pupils in preschool, kindergarten, any of grades 1 to 12, inclusive, or classes primarily organized for adults, except for any of the following:

(A) Emergency credentials or permits.

(B) Exchange credentials as specified in Section 44333.

(C) District intern credentials as specified in Section 44325.

1 (D) Sojourn certificated employee credentials as specified in
2 Section 44856.

3 (E) Teacher education internship credentials as specified in
4 Article 3 (commencing with Section 44450) of Chapter 3.

5 (2) Passage of one or more examinations, or by completing an
6 approved program that consists of coursework or a combination
7 of coursework and examinations, that the commission determines
8 is necessary for demonstrating the knowledge and skills required
9 for effective delivery of the services included in the authorization.

10 (3) Completion of at least six semester units, or nine quarter
11 units, of coursework in a second language at a regionally accredited
12 institution of postsecondary education. The commission shall
13 establish minimum standards for scholarship in the required
14 coursework. The commission also shall establish alternative ways
15 in which the requirement can be satisfied by language-learning
16 experience that creates an awareness of the challenges of
17 second-language acquisition and development.

18 ~~(e)~~

19 (4) Completion of coursework in human relations in accordance
20 with the commission's standards of program quality and
21 effectiveness that includes, at a minimum, instruction in the
22 following:

23 ~~(1)~~

24 (A) The nature and content of culture.

25 ~~(2)~~

26 (B) Cross-cultural contact and interactions.

27 ~~(3)~~

28 (C) Cultural diversity in the United States and California.

29 ~~(4)~~

30 (D) Providing instruction responsive to the diversity of the pupil
31 population.

32 ~~(5)~~

33 (E) Recognizing and responding to behavior related to the
34 characteristics listed in Section 220.

35 ~~(6)~~

36 (F) Techniques for the peaceful resolution of conflict.

37 ~~(d)~~

38 (c) The commission shall establish alternative requirements for
39 a teacher to earn the authorization, which shall be awarded as a

1 supplementary authorization pursuant to subdivision (e) of Section
2 44225.

3 ~~(e) A~~

4 *(d) The commission shall issue, within 30 days of receiving an*
5 *application, a fee, and all documentation required, authorization*
6 *under this section to a teacher who possesses a credential or permit*
7 *described in paragraph (1) of subdivision (b) or is applying for a*
8 *teaching credential pursuant to Section 44274.2, and is able to*
9 *present a valid out-of-state credential or certificate that authorizes*
10 *the equivalent level of instruction of English-language learners*
11 *may qualify for the authorization issued under this section by*
12 *submitting an application and fee to the commission. learners.*

13 ~~(f)~~

14 *(e) The commission may issue an authorization under this*
15 *section if the applicant possesses a valid California teaching*
16 *credential and holds either of the following certificates issued by*
17 *the National Board for Professional Teaching Standards:*

18 *(1) Early and Middle Childhood/English as a New Language*
19 *Certificate.*

20 *(2) Early Adolescence through Young Adulthood/English as a*
21 *New Language Certificate.*

22 ~~(g)~~

23 *(f) The authorization shall remain valid as long as the*
24 *prerequisite credential or permit specified in paragraph (1) of*
25 *subdivision (b) remains valid.*

26 SEC. 2. Section 44253.4 of the Education Code is amended to
27 read:

28 44253.4. (a) The commission shall issue an authorization for
29 a teacher to provide all of the following services to
30 limited-English-proficient pupils:

31 (1) Instruction for English language development in preschool,
32 kindergarten, grades 1 to 12, inclusive, and classes organized
33 primarily for adults, except when the requirement specified in
34 paragraph (1) of subdivision (b) is satisfied by the possession of
35 a children's center instructional permit pursuant to Sections 8363
36 and 44252.7, a children's center supervision permit pursuant to
37 Section 8363, or a designated subjects teaching credential in adult
38 education pursuant to Section 44260.2. If the requirement specified
39 in paragraph (1) of subdivision (b) is satisfied by the possession
40 of a children's center instructional permit, or a children's center

1 supervision permit, then instruction for English language
2 development shall be limited to the programs authorized by that
3 permit. If the requirement specified in paragraph (1) of subdivision
4 (b) is satisfied by the possession of a designated subjects teaching
5 credential in adult education, then instruction for English language
6 development shall be limited to classes organized primarily for
7 adults.

8 (2) Specially designed content instruction delivered in English
9 in the subjects and at the levels authorized by the teacher's
10 prerequisite credential or permit used to satisfy the requirement
11 specified in paragraph (1) of subdivision (b).

12 (3) Content instruction delivered in the pupil's primary language
13 in the subjects and at the levels authorized by the teacher's
14 prerequisite credential or permit used to satisfy the requirement
15 specified in paragraph (1) of subdivision (b).

16 (4) Instruction for primary language development in preschool,
17 kindergarten, grades 1 to 12, inclusive, and classes organized
18 primarily for adults, except when the requirement specified in
19 paragraph (1) of subdivision (b) is satisfied by the possession of
20 a children's center instructional permit, a children's center
21 supervision permit, or a designated subjects teaching credential in
22 adult education. If the requirement specified in paragraph (1) of
23 subdivision (b) is satisfied by the possession of a children's center
24 instructional permit or a children's center supervision permit, then
25 instruction for primary language development is limited to the
26 programs authorized by that permit. If the requirement specified
27 in paragraph (1) of subdivision (b) is satisfied by the possession
28 of a designated subjects teaching credential in adult education,
29 then instruction for primary language development is limited to
30 classes organized primarily for adults.

31 (b) The minimum requirements for the authorization, which
32 may be completed at the same time as the initial preparation for
33 the prerequisite credential or at a later date, shall include both of
34 the following:

35 (1) Possession of a valid California teaching credential, services
36 credential, visiting faculty permit, children's center instructional
37 permit, or children's center supervision permit which credential
38 or permit authorizes the holder to provide instruction to pupils in
39 preschool, kindergarten, any of grades 1 to 12, inclusive, or classes
40 primarily organized for adults, except for the following:

1 (A) Emergency credentials or permits.

2 (B) Exchange credentials as specified in Section 44333.

3 (C) District intern credentials as specified in Section 44325.

4 (D) Sojourn certificated employee credentials as specified in
5 Section 44856.

6 (E) Teacher education internship credentials as specified in
7 Article 3 (commencing with Section 44450) of Chapter 3.

8 (2) Passage of one or more examinations, or by completing an
9 approved program that consists of coursework or a combination
10 of coursework and examinations, that the commission determines
11 is necessary for demonstrating the knowledge, skills, and language
12 proficiency required for effective delivery of the services included
13 in the authorization.

14 (c) To earn the authorization, teachers who hold the
15 authorization described in Section 44253.3, or in Article 3.5
16 (commencing with Section 44475) of Chapter 3, as that section
17 and that article existed on December 31, 1992, shall not be required
18 to pass examinations that primarily assess the skills and knowledge
19 necessary for effective delivery of the services included in the
20 authorizations they possess.

21 (d) The authorization shall remain valid as long as the
22 prerequisite credential or permit specified in paragraph (1) of
23 subdivision (b) remains valid.

24 (e) The commission initially shall issue authorizations for
25 languages spoken by the largest numbers of
26 limited-English-proficient pupils for which there are reasonable
27 numbers of teachers or potential teachers who speak those
28 languages. The commission shall explore alternative ways to make
29 authorizations available for other languages.

30 (f) *The commission shall issue, within 30 days of receiving an*
31 *application, a fee, and all documentation required, authorization*
32 *under this section to a teacher who possesses a credential or permit*
33 *described in paragraph (1) of subdivision (b) or is applying for a*
34 *teaching credential pursuant to Section 44274.2, and is able to*
35 *present a valid out-of-state credential or certificate that authorizes*
36 *the equivalent level of instruction of English learners.*

37 SEC. 3. Section 44274.2 of the Education Code is amended to
38 read:

39 44274.2. (a) Notwithstanding any provision of this chapter,
40 the commission shall ~~issue~~ *issue, within 30 days of receiving all*

1 *required documentation*, a five-year preliminary multiple subject
2 teaching credential authorizing instruction in a self-contained
3 classroom, a five-year preliminary single subject teaching
4 credential authorizing instruction in departmentalized classes, or
5 a five-year preliminary education specialist credential authorizing
6 instruction of special education pupils to an out-of-state prepared
7 teacher who meets all of the following requirements:

8 (1) Possesses a baccalaureate degree from a regionally accredited
9 institution of higher education.

10 (2) Has completed a teacher preparation program at a regionally
11 accredited institution of higher education, or a state-approved
12 teacher preparation program offered by a local educational agency.

13 (3) Meets the subject matter knowledge requirements for the
14 credential. If the subject area listed on the out-of-state credential
15 does not correspond to a California subject area, as specified in
16 Sections 44257 and 44282, the commission may require the
17 applicant to meet California subject matter requirements before
18 issuing a clear credential.

19 (4) Has earned a valid corresponding elementary, secondary,
20 or special education teaching credential based upon the out-of-state
21 teacher preparation program. For the education specialist credential,
22 the commission shall determine the area of concentration based
23 on the special education program completed out of state.

24 (5) Has successfully completed a criminal background check
25 conducted under Sections 44339, 44340, and 44341 for
26 credentialing purposes.

27 (b) The holder of a credential issued pursuant to this section
28 shall meet the state basic skills proficiency requirement set forth
29 in Section 44252 within one year of the date the credential is issued
30 or the credential shall become invalid.

31 (c) The commission shall ~~issue~~ *issue, within 30 days of receiving*
32 *all required documentation*, a clear multiple subject, single subject,
33 or education specialist teaching credential to an applicant who
34 satisfies the requirements of subdivision (a), provides verification
35 of two or more years of teaching experience, including, but not
36 limited to, two satisfactory performance evaluations, and
37 documents, in a manner prescribed by the commission, that he or
38 she fulfills each of the following requirements:

39 (1) The applicant has completed 150 clock hours of activities
40 that contribute to his or her competence, performance, and

1 effectiveness in the education profession, and that assist the
2 applicant in meeting or exceeding standards for professional
3 preparation established by the commission, or the applicant has
4 earned a master's degree or higher in a field related to the
5 credential, or the equivalent semester units, from a regionally
6 accredited institution of higher education.

7 (2) The applicant has met the state requirements for teaching
8 English learners including, but not limited to, the requirements in
9 Section 44253.3.

10 (d) For applicants who do not meet the experience requirement
11 described in subdivision (c), the commission shall issue a clear
12 multiple subject, single subject, or education specialist teaching
13 credential upon verification of the following requirements:

14 (1) The commission has issued to the applicant a preliminary
15 five-year teaching credential pursuant to subdivision (a). However,
16 an out-of-state prepared applicant in both special education and
17 general education, who has earned a clear California education
18 specialist credential, shall be granted a clear multiple subject or
19 clear single subject teaching credential without first holding a
20 preliminary multiple subject or single subject teaching credential,
21 unless the commission determines that the applicant does not meet
22 the other requirements of this subdivision.

23 (2) The applicant has completed a beginning teacher induction
24 program pursuant to paragraph (2) of subdivision (c) of Section
25 44259.

26 (3) The applicant has met the requirements for teaching English
27 learners, including, but not limited to, the requirements in Section
28 44253.3.

29 (4) Before issuing an education specialist credential under this
30 subdivision, the commission shall verify completion of a program
31 for the Professional Level II credential accredited by the
32 commission.